

## **REMARKS**

Formal drawings have been submitted, which overcomes the Examiner's drawing objections.

Claims 1-26 are pending and have been rejected. Claims 1-5 and 7-24 have been rejected under 35 U.S.C. § 102(b) in light of Kirmse (U.S. Pub. No. 2002/0086732). Claim 6 has been rejected under 35 U.S.C. § 103(a) in light of Kirmse and Garg (U.S. Pub. No. 2004/0032876), and also in light of Hansen and Garg. Claims 25-26 have been rejected under 35 U.S.C. § 103(a) in light of Kirmse and Murray (U.S. Pub. No. 2002/0094870), and also in light of Hansen and Murray. Applicants canceled claims 25 and 26 and amended claims 1, 12 and 18 to expedite prosecution and better clarify the claimed inventions. Applicants respectfully submit that the claims are presently in condition for allowance for the reasons set forth in previous amendments and at least the following additional reasons.

All rejections currently rely on Kirmse. Amended claim 1 recites, in part, "wherein the client program is further adapted to search for and detect when one or more of the games are running on the terminal." The Examiner cites paragraph [0057] in support of the contention that Kirmse discloses the ability to detect games on a terminal, however, Kirmse does not disclose or suggest such a client program that can detect when games are *running* on a terminal. Because Kirmse does not disclose a client program of the type recited in claim 1, claims 1-11 are patentable over Kirmse and the Examiner's proposed combinations including Kirmse. Because amended independent claims 12 and 18 recite similar claim elements, claims 12-24 are also patentable over Kirmse and the Examiner's proposed combinations including Kirmse.

**CONCLUSION**

For all of these reasons, Applicant respectfully assert that claims 1-24 are in condition for allowance. The Examiner's early reconsideration is respectfully requested. If the Examiner has any questions, the Examiner is invited to contact Applicant's attorney at the following address or telephone number below.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896.

Respectfully submitted,

**DLA PIPER U.S. LLP**

Dated: August 6, 2008

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